

SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

PATENT, TRADEMARK & COPYRIGHT ATTORNEYS

P.O. Box 2938

Minneapolis, MN 55402

Telephone (612) 373-6900

Facsimile (612) 339-3061

September 13, 2002

Time: 2:20 pm
(Minneapolis, Minn.)TO: Commissioner for Patents
Attn: Technology Center Director
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231FROM: Timothy B. CliseOUR REF: 303.623US3TELEPHONE: (612) 349-9587FAX NUMBER (703) 746-7238

* Please deliver to Technology Center Director of Art Unit 2187. *

Document(s) Transmitted: A Petition to Suspend Action (3 pgs.)Total pages of this transmission, including cover letter: 4 pgs

If you do NOT receive all of the pages described above, please telephone us at 612-373-6900, or fax us at 612-339-3061.

In re. Patent Application of: Jeffrey S. Mailloux et al.Examiner: Hong KimSerial No.: 08/984,562Group Art Unit: 2187Filed: December 3, 1997Docket No.: 303.623US3Title: MEMORY DEVICE FOR BURST OR PIPELINED OPERATION WITH MODE SELECTION CIRCUITRY

Please charge the required fee and any additional fees or credit overpayment to Deposit Account No. 19-0743.

By: Name: Timothy B. CliseReg. No.: Reg. No. 40,957

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Tina M. Kohout
Tina M. Kohout9/13/02
Date of Transmission



27

S/N 08/984,562PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jeffrey S. Mailloux et al.	Examiner:	Hong Kim
Serial No.:	08/984,562	Group Art Unit:	2187
Filed:	December 3, 1997	Docket:	303.623US3
Title:	MEMORY DEVICE FOR BURST OR PIPELINED OPERATION WITH MODE SELECTION		

PETITION TO SUSPEND ACTION UNDER 37 C.F.R. §1.103(a)

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The Applicants hereby respectfully petition for suspension of further action in the matter of Application Serial Number 08/984,562 under 37 C.F.R. §1.103(a). Please charge Deposit Account No. 19-0743 in the amount of \$130.00 to cover the fee set forth in 37 C.F.R. §1.17(h).

In particular, the Applicants request suspension of further action by the Office in this matter with a showing of good and sufficient cause, namely:

1. The Applicants have filed patent applications in the following related matters, all currently pending before the Office, and listed by Application Serial Number:

08/650,719
08/984,560
08/984,561
08/984,562
08/984,563
08/984,701
2. The Office has rejected the vast majority of claims in each of these matters based upon the teachings of U.S. Patent No. 5,587,964, issued to Rosich et al., hereinafter "Rosich", U.S. Patent No. 5,610,864, issued to Manning, hereinafter "Manning", or a combination of both.
3. The Applicants have appealed the rejection of all claims in Application Serial Number 08/984,561 in an attempt to resolve apparently contradictory information

PETITION TO SUSPEND ACTION UNDER 37 C.F.R. §1.103(a)

Serial Number: 08/984,562

Filing Date: December 3, 1997

Title: MEMORY DEVICE FOR BURST OR PIPELINED OPERATION WITH MODE SELECTION

Page 2

Dkt: 303.623US3

contained in each of the Rosich and Manning references.

4. It is believed by the Applicants' representative that the issues presented in the appeal of Application Serial Number 08/984,561 are intertwined integrally with, and comprise a major portion of, the rejections tendered by the Office in all of the other, related matters.
5. "Examiners should not consider *ex parte*, when raised by an applicant, questions which are pending before the Office in *inter partes* proceedings involving the same applicant.", citing *Ex Parte Jones*, 1924 C.D. 59, O.G. 681 (Comm'r Pat. 1924). M.P.E.P. § 709.01. While the appeal is not an *inter partes* proceeding, it is believed by the Applicants' representative that the same interests would be served, and most important, that the resources of the Patent and Trademark Office would be conserved, by reserving the activity of the Office in the non-appealed matters until the issues under appeal are resolved.

PETITION TO SUSPEND ACTION UNDER 37 C.F.R. §1.103(a)

Serial Number: 08/984,562

Filing Date: December 3, 1997

Title: MEMORY DEVICE FOR BURST OR PIPELINED OPERATION WITH MODE SELECTION

Page 3

Dkt: 303.623US3

CONCLUSION

Under the circumstances outlined above, the Applicants respectfully request suspension of action in the matter of Application Serial Number 08/984,562 under 37 C.F.R. §1.103(a) for six months, and would further ask the Technology Center Director to consider and approve additional suspension requests by the Applicants in this matter, as needed, until the issues in related Application Serial Number 08/984,561, now appealed, are fully resolved..

Respectfully submitted,

JEFFREY S. MAILLOUX ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 349-9587

Date 13 Sept 2002

By


Timothy B. Clise
Reg. No. 40,957

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Tina M. Kohout9/13/02
Date of Transmission